

16 OCT 2006

Commissioner for Patents United States Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450

NOVARTIS CORPORATE INTELLECTUAL PROPERTY ONE HEALTH PLAZA 104/3 EAST HANOVER NJ 07936-1080

In re Application of

BETZ, Michael et al.

Application No.: 10/520,570

PCT No.: PCT/EP03/07346

Int. Filing Date: 08 July 2003

Priority Date: 09 July 2002

Attorney Docket No.: BP/G-32576A/BCK

For: LIQUID FORMULATIONS WITH A

HIGH CONCENTRATION OF HUMAN

GROWTH HORMONE (HGH)

COMPRISING GLYCINE

DECISION ON

PETITION

UNDER 37 CFR 1.47(a)

This is a decision on applicants' submission of an executed declaration, filed in the United States Patent and Trademark Office (USPTO) on 16 August 2006.

BACKGROUND

On 30 June 2006, the Office mailed Decision On Petition Under 37 CFR 1.47(a), dismissing applicants' petition without prejudice.

On 16 August 2006, applicants submitted an executed declaration of the previously non-signing inventor.

DISCUSSION

The 16 August 2006 declaration satisfies 37 CFR 1.497(a)-(b).

CONCLUSION

For the above reasons, applicants' petition under 37 CFR 1.47(a) is **DISMISSED AS MOOT**.

This application is being forwarded to the National Stage Processing Branch of the Office of PCT Operations to continue national stage processing of the application. The application has a 35 U.S.C. §371(c)(1), (c)(2) and (c)(4) date of 16 August 2006.

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